

THOMAS E. FRANKOVICH (State Bar No. 074414)
 THOMAS E. FRANKOVICH,
A Professional Law Corporation
 4328 Redwood Hwy., Suite 300
 San Rafael, CA 94903
 Telephone: 415/674-8600
 Facsimile: 415/674-9900

Attorneys for Plaintiff
 PATRICK CONNALLY, an individual

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

PATRICK CONNALLY, an individual,)	CASE NO. CV-09-4192-SI
)	
Plaintiff,)	STIPULATION RE CONTINUING
)	DEADLINE FOR THE PARTIES TO
v.)	CONDUCT THE JOINT SITE
)	INSPECTION AND [PROPOSED] ORDER
HAN IL KWAN RESTAURANT, a.k.a.,)	THEREON
WILLIAM and ANNETTE SCARABOSIO,)	
TRUSTEES of the SCARABOSIO)	
FAMILY REVOCABLE TRUST dated)	
4/1/99,)	
)	
Defendants.)	

Plaintiff PATRICK CONNALLY and defendants WILLIAM and ANNETTE
 SCARABOSIO, TRUSTEES of the SCARABOSIO FAMILY REVOCABLE TRUST dated
 4/1/99, by and through their respective counsel, respectfully request and stipulate, as follows:

1. **Whereas**, defendants WILLIAM and ANNETTE SCARABOSIO, TRUSTEES of
 the SCARABOSIO FAMILY REVOCABLE TRUST dated 4/1/99 filed their answer to
 plaintiff's complaint on December 2, 2009;

2. **Whereas**, plaintiff PATRICK CONNALLY submitted his injunctive relief to
 defendants WILLIAM and ANNETTE SCARABOSIO, TRUSTEES of the SCARABOSIO
 FAMILY REVOCABLE TRUST dated 4/1/99 on December 4, 2009;

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STIPULATION RE CONTINUING DEADLINE FOR THE PARTIES TO CONDUCT THE JOINT SITE INSPECTION AND
 [PROPOSED] ORDER THEREON

CV-09-4192-SI

1 3. **Whereas**, counsel for defendants WILLIAM and ANNETTE SCARABOSIO,
 2 TRUSTEE of the SCARABOSIO FAMILY REVOCABLE TRUST dated 4/1/99, has indicated
 3 that his clients do not have any right to enter the subject restaurant to make repairs without the
 4 tenants' cooperation under the lease;

5 4. **Whereas**, defendants WILLIAM and ANNETTE SCARABOSIO, TRUSTEES
 6 of the SCARABOSIO FAMILY REVOCABLE TRUST dated 4/1/99 need to coordinate with
 7 their tenants at the subject restaurant, which is not a party in the above-mentioned caption matter;

8 5. **Whereas**, due to these circumstances the parties were unable to conduct the
 9 joint site inspection of the premises by December 21, 2009, as Ordered by General Order 56,
 10 ¶3,4;

11 6. **Whereas**, the parties are scheduled to conduct the joint site inspection of the
 12 subject premises on January 19, 2010; and

13 7. **Whereas**, the parties, hereto agree, stipulate and respectfully request that the
 14 last day for the parties and counsel to conduct the joint inspection of the premises be continued
 15 up to and including January 21, 2010.

16
 17 Respectfully submitted,

18 Dated: December 29, 2009

THOMAS E. FRANKOVICH,

19 ***A PROFESSIONAL LAW CORPORATION***

20
 21 By: _____/s/_____
 22 Thomas E. Frankovich
 23 Attorneys for Plaintiff PATRICK CONNALLY, an
 24 individual

25 ///
 26 ///
 27 ///
 28 ///

1 Dated: January 11, 2010

ROGER L. MEREDITH,
ATTORNEYS AND COUNSELORS AT LAW

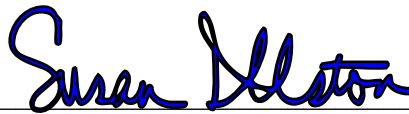
3
4 By: _____ /s/ _____
5 Roger L. Meredith

6 Attorneys for Defendants WILLIAM and ANNETTE
7 SCARABOSIO, TRUSTEES of the SCARABOSIO
8 FAMILY REVOCABLE TRUST dated 4/1/99

9
10 **ORDER**

11 **IT IS SO ORDERED** that the last day for the parties and counsel to conduct the joint
12 site inspection of the premises be continued up to and including January 21, 2010.

13
14
15 Dated: _____, 2010



Honorable Susan Illston

United States District Judge